

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

T. & I. J.

NOTICE OF MOTION NO.2954 OF 2003
IN
PETITION NO.2 OF 2001
NOW NUMBERED AS SUIT NO.49 OF 2001

Smt.Sonal Sandeep Vasaikar .. Plaintiff
Orig.Petitioner

Vs.

Smt.Pratima Jagdish Kapoor & Ors. .. Defendants
Orig.Respondents

Mr.R.K.Thakkar for the plaintiff

Ms.S.Gupta i/b A.M.Sarogi for respondent no.2, 3
and 4

CORAM : S.U.KAMDAR, J

DATED : 12TH AUGUST, 2005

P.C.:

1. Both the parties to the proceedings states that the matter has been fully worked out and the petitioner has received possession of the said flat in accordance with the order dt.15.7.05. Inventory has been made and the articles found in the premises. Inventory can be taken by both the parties from the Commissioner. In the inventory

nothing valuable is found in the said premises. In view thereof, no order is passed in respect of the said inventory. In so far as charges of the Commissioner is concerned it is quantified for Rs.5,000/- for two days. Both the parties to share the charges equally which is Rs.2500/- each within one week. Notice of Motion No.2954 of 2003 is accordingly disposed of.

2. In view of the aforesaid order, the learned counsel for the respondents and the petitioner appearing in person states that even Petition No.2 of 2001 does not survive and the same is disposed of as infructuous. Refund of court fee as per rules.